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On

July 20, 2001

TOWNSEND and TOWNSEND and CREW LLP

By:

Maisie C. Livengood
Maisie C. Livengood

#2
PATENT
Attorney Docket No.: 021024-000110US

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

Gregory F. Borton

Application No.: 09/813,636

Filed: March 21, 2001

For: **ACTIVITY-BASED BUSINESS
MODELING**

Examiner:

Art Unit: 2161

INFORMATION DISCLOSURE
STATEMENT UNDER 37 CFR §1.97 and
§1.98

Assistant Commissioner for Patents
Washington, D.C. 20231

Sir:

The references cited on attached form PTO-1449 are being called to the attention of the Examiner. Copies of the references are enclosed. It is respectfully requested that the cited references be expressly considered during the prosecution of this application, and the references be made of record therein and appear among the "references cited" on any patent to issue therefrom.

As provided for by 37 CFR 1.97(g) and (h), no inference should be made that the information and references cited are prior art merely because they are in this statement and no representation is being made that a search has been conducted or that this statement encompasses all the possible relevant information.

Applicant believes that no fee is required for submission of this statement, since it is being submitted prior to the first Office Action. However, if a fee is required, the

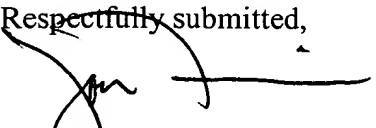
Gregory F. Borton
Application No.: 09/813,636
Page 2

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Commissioner is authorized to deduct such fee from the undersigned's Deposit Account No. 20-1430. Please deduct any additional fees from, or credit any overpayment to, the above-noted Deposit Account.



Respectfully submitted,


Tom Franklin
Reg. No. 43,616

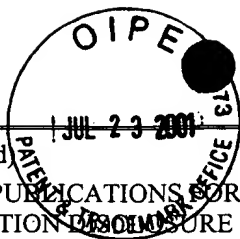
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FORM PTO-1449 (Modified)		Attorney Docket No.: 021024-000110US		Application No.: 09/813,636		
LIST OF PATENTS AND PUBLICATIONS FOR APPLICANT'S INFORMATION DISCLOSURE STATEMENT (Use several sheets if necessary)		Applicant: Gregory F. Borton				
		Filing Date: March 21, 2001		Group: 2161		
Reference Designation		U.S. PATENT DOCUMENTS			Page 1	
Examiner Initial	Document No.	Date	Name	Class	Sub-class	Filing Date (If Appropriate)
____ AA	5,734,837	3/31/98	Flores et al.	395	207	
____ AB	5,799,286	8/25/98	Morgan et al.	705	30	
____ AC	5,870,545	2/9/99	Davis et al.	395	200.31	
____ AD	6,023,702	2/8/00	Leisten et al.	707	100	
EXAMINER		DATE CONSIDERED				

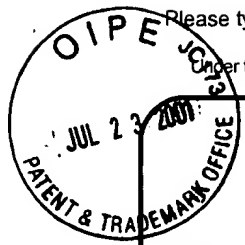
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2161



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PTO/SB/21 (08-00)

Approved for use through 10/31/2002. OMB 0651-0031

U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

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TRANSMITTAL FORM (to be used for all correspondence after initial filing)	Application Number	09/813,636	
	Filing Date	March 21, 2001 RECEIVED	
	First Named Inventor	Borton, Gregory F. JUL 27 2001	
	Group Art Unit	2161	
	Examiner Name	Technology Center 2100	
Total Number of Pages in This Submission	1	Attorney Docket Number	021024000110

ENCLOSURES (check all that apply)		
<input type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input type="checkbox"/> Amendment / Response <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input checked="" type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Response to Missing Parts/Incomplete Application <input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Assignment Papers (for an Application) <input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition Routing Slip (PTO/SB/69) and Accompanying Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s)	<input type="checkbox"/> After Allowance Communication to Group <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input checked="" type="checkbox"/> Other Enclosure(s) (please identify below): Return Postcard Form PTO 1449 and copies; of 4 cited references
Remarks		The Commissioner is authorized to charge any additional fees to Deposit Account 20-1430.

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT		
Firm and Individual name	Townsend and Townsend and Crew LLP Thomas D. Franklin Reg No. 43,616	
Signature		
Date	7/20/01	

CERTIFICATE OF MAILING		
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Typed or printed name	Maisie C. Livengood	
Signature		Date <u>7-20-01</u>

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